

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA

ALLAN JOHN LOVE, JR.,

Plaintiff,

v.

SOCIAL SECURITY,

Defendant.

8:19CV387

ORDER

Before the Court is pro se plaintiff Allan John Love, Jr.’s (“Love”) Complaint (Filing No. 1) against defendant “Social Security.” For the reasons stated below, this case is dismissed.

On September 5, 2019, Love filed his Complaint and moved (Filing No. 2) for leave to proceed in forma pauperis (“IFP”), which the Court granted. Love used a pro se form for complaints requesting review of social security decisions (“form”) and seemed to seek relief from a decision of the Commissioner of Social Security Administration on “Disability Insurance Benefits” under Title II of the Social Security Act (“Act”), 42 U.S.C. § 401 *et seq.*

On December 13, 2019, the Court conducted an initial review of Love’s Complaint to decide whether summary dismissal was appropriate. *See* 28 U.S.C. § 1915(e)(2) (authorizing the Court to dismiss a complaint where a party proceeding IFP “fails to state a claim on which relief may be granted”). The Court determined Love neither followed the form’s instructions nor fully completed the form. Concluding Love did not allege any facts to support a claim under the Act, the Court entered a memorandum and order (Filing No. 7) requiring Love to file an amended complaint by January 13, 2020. The Court warned Love that failure to do so could result in the Court dismissing his case without further notice.

The Court's January 13, 2020, deadline has long since passed, and Love has not filed an amended complaint or otherwise responded to the Court's memorandum and order. Accordingly, this case is dismissed without prejudice. *See* 28 U.S.C. § 1915(e)(2); Fed. R. Civ. P. 41(b) (failure to prosecute). A separate judgment will issue.

IT IS SO ORDERED.

Dated this 27th day of January 2020.

BY THE COURT:

A handwritten signature in black ink, appearing to read "Robert F. Rossiter, Jr." The signature is fluid and cursive, with "Robert" and "F." being more distinct, and "Rossiter" and "Jr." being more joined together.

Robert F. Rossiter, Jr.
United States District Judge